

(b) (6) CTR OPNAV

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**From:** (b) (6) LCDR OLA, LA-62 <(b) (6) .mil>  
**Sent:** Tuesday, May 15, 2018 4:39 PM  
**To:** (b) (6) CIV ASN M&RA  
**Cc:** (b) (6) LCDR OLA, LA-64; (b) (6) LCDR OASN(FM&C), FMBE; (b) (6) LtCol OLA, OLA  
**Subject:** RE: DOD Briefing to Sen Murray's Staff Week of 14 May on Juvenile Misconduct on Military Installations  
**Signed By:** (b) (6) .mil  
**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Hi again (b) (6)

To no one's surprise, OSD has changed the footprint a bit and has thrown out the potential for Service FAP representatives. If the opportunity presents, who would be the Navy's (DoN's?) FAP representative? Crystal Griffen at CNIC?

I've added LtCol (b) (6) here, too, for potential USMC FAP representation.

Once we identify the representative, I recommend making them aware of the prep session and engagement to see if they are available to participate, if needed. Please let me know if this should shift to the Services with ASN(M&RA) for information only, or if it would be more appropriate to have a DoN rep instead.

Thoughts?

Thanks so much!!

V/r,  
(b) (6)

LCDR (b) (6), PHR  
(b) (6)  
Office of Legislative Affairs

-----Original Message-----

**From:** (b) (6) CIV ASN M&RA  
**Sent:** Tuesday, May 15, 2018 2:02 PM  
**To:** (b) (6) LCDR OLA, LA-62 (b) (6) .mil>  
**Cc:** (b) (6) LCDR OLA, LA-64 (b) (6) .mil>; (b) (6) LCDR OASN(FM&C), FMBE  
<(b) (6) .mil>  
**Subject:** RE: DOD Briefing to Sen Murray's Staff Week of 14 May on Juvenile Misconduct on Military Installations

Got it. Thank you!

(b) (6)  
☎ 703.693.0217 Office

-----Original Message-----

From: (b) (6) LCDR OLA, LA-62

Sent: Tuesday, May 15, 2018 1:30 PM

To: (b) (6) CIV ASN M&RA <(b) (6).mil>

Cc: (b) (6) LCDR OLA, LA-64 (b) (6).mil>; (b) (6) LCDR OASN(FM&C), FMBE (b) (6).mil>

Subject: RE: DOD Briefing to Sen Murray's Staff Week of 14 May on Juvenile Misconduct on Military Installations

Good afternoon (b) (6)

Since my email to you, we learned that OSD is going to send a FAP representative, in line with your note that they have lead on this issue. In order to keep as small a footprint as possible on the Hill, we'll let OSD provide the FAP perspective.

V/r,

(b) (6)

LCDR (b) (6), PHR

(b) (6)

Office of Legislative Affairs

-----Original Message-----

From: (b) (6) CIV ASN M&RA

Sent: Tuesday, May 15, 2018 9:00 AM

To: (b) (6) LCDR OLA, LA-62 <(b) (6).mil>

Cc: (b) (6) LCDR OLA, LA-64 (b) (6).mil>; (b) (6) LCDR OASN(FM&C), FMBE <(b) (6).mil>

Subject: RE: DOD Briefing to Sen Murray's Staff Week of 14 May on Juvenile Misconduct on Military Installations

Thanks (b) (6)

Based on the majority of the questions, I am comfortable with the Service JAGS attending; however, I can inquire with CNIC FAP and see if they would like to attend for SA.

Just a reminder that when this started, FAPs providers agreed the main role for them would remain on victim care and safety - lifting and formalizing a role that FAP already plays in these incidents involving non-caretakers. Also, FAP will not provide juvenile sex offender treatment but will provide civilian resources and treatment options.

Additionally, OSD FAP has taken the lead on this issue and has even held two Tiger Team meetings in the last 30 days. They plan to update the M&RAs and Service FAP POCs next week to share progress in identifying opportunities for improvement.

Thanks again for sharing!

V/R,

(b) (6)

(b) (6)

📞 703.693.0217 Office

-----Original Message-----

From: (b) (6) LCDR OLA, LA-62

Sent: Tuesday, May 15, 2018 8:34 AM

To: (b) (6) CIV ASN M&RA <(b) (6).mil>

Cc: (b) (6) LCDR OLA, LA-64 (b) (6).mil>; (b) (6) LCDR OASN(FM&C), FMBE (b) (6).mil>

Subject: FW: DOD Briefing to Sen Murray's Staff Week of 14 May on Juvenile Misconduct on Military Installations

Good morning (b) (6)

I wanted to bring the subject DoD briefing your attention. LCDR (b) (6) is the Navy lead for the OSD-led briefing with Service JAG support, but Army may bring a FAP representative, so I wanted to loop you in.

The genesis of this engagement is the AP article on child-child sexual misconduct on military installations. Sen Murray (D-WA) wrote the attached letter to the Dept, and the briefing will include discussion of her questions.

OSD is pushing for Service JAG support and not FAP. From your expertise, do you think the questions in the attached fall into the FAP lanes and we need to push for a representative either at the prep session, the briefing or both?

The briefing to Sen. Murray's staff is tentatively scheduled for 1400 on Friday on the Hill.

The AP article referenced is:

[https://www.washingtonpost.com/national/ap-child-on-child-sex-assault-cases-languish-on-us-bases/2018/03/13/9811f628-272b-11e8-a227-fd2b009466bc\\_story.html?utm\\_term=.9ef1db7be9e9](https://www.washingtonpost.com/national/ap-child-on-child-sex-assault-cases-languish-on-us-bases/2018/03/13/9811f628-272b-11e8-a227-fd2b009466bc_story.html?utm_term=.9ef1db7be9e9)

Thanks so much!

V/r,  
(b) (6)

LCDR (b) (6), PHR  
(b) (6)  
Office of Legislative Affairs

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> -----Original Message-----

> From: (b) (6) Jr CIV OSD OGC (US) [mailto:(b) (6)@mail.mil]

> Sent: Friday, May 11, 2018 12:56 PM

> To: Anderson, Olga M COL USARMY HQDA OCLL (US) <(b) (6).mil>; (b) (6) LtCol USMC OSD PA (US) (b) (6).mil>; (b) (6) LCDR OLA, LA-64 <(b) (6).mil>; (b) (6)

(b) (6) Lt Col USAF SAF-LL (US) <(b) (6).mil>; (b) (6) LTC USARMY HQDA OCLL (US) (b) (6).mil>; Waldron, David A COL USARMY OSD OUSD C (US) <(b) (6).mil>;

Milam, Megan A SES OSD OUSD C (US) (b) (6).mil>; (b) (6) CDR OLA, LA-63 <(b) (6).mil>

> Cc: Sullivan, Dwight H SES OSD OGC (US) <(b) (6).mil>; Gruber, David J CIV OSD OGC (US) (b) (6).mil>; (b) (6) Maj USAF OSD OGC (US) <(b) (6).mil>; (b) (6) CIV OSD OASD LA (US) <(b) (6).mil>; (b) (6) CIV OSD OUSD P-R (US) <(b) (6).mil>; Richards, Edward I SES OSD OGC (US) <(b) (6).mil>; McAleer, Laura P SES OSD OASD LA (US) (b) (6).mil>

> Subject: DOD Briefing to Sen Murray's Staff Week of 14 May on Juvenile Misconduct on Military Installations

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> (b) (6),

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> 1. Wanted to ensure you were tracking a briefing request to Sen Murray staff on issues wrt juvenile justice as a result in the Senator's inquiries in a letter and questions from her to SECDEF in this week's SAC-D Hearing.

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> 2. My understanding is that DoD OGC will be sending representatives and service reps to meet next week with Congressional staffers from Sen Murray's office on the matter of juvenile justice. My understanding is this Hill engagement will be in place of a formal letter response back to Sen Murray.

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> 3. Requesting if your respective TJAG offices could send a representative to accompany reps from the DoD Office of General Counsel (believe DOD GC reps would be Dwight Sullivan and (b) (6) ), and reps from the Office of the Under Secretary of Defense for Personnel and Readiness. Briefing will again be to Senator Patty Murray's staff on same matters relating to juvenile misconduct on military installations.

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> 4. The date and time of the meeting has not yet been set, but Colonel Dave Waldron in BAA is working the details.

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> 5. Major (b) (6) in OGC put out more information below on topic:

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> The Department has recently received many inquiries from members of Congress relating to matters of juvenile misconduct on military installations, prompted in part by Associated Press articles (e.g., <https://www.military.com/daily-news/2018/03/13/us-military-overlooks-sex-abuse-among-kids-investigation-finds.html>) describing perceived problems with the Department's response to incidents of juvenile misconduct. These inquiries have included specific questions related to the DoD's role in prosecuting juveniles. Attached is a question from Representative John Carter characteristic of those the Department has received, and the Department's coordinated response. As this document reveals, the concerns of Representative Carter, shared by other members of Congress, lie in wanting to understand who prosecutes juveniles for misconduct committed on military installations, how that prosecution is accomplished, and barriers that exist to ensuring that juveniles are appropriately held accountable for their actions, particularly for the commission of serious offenses such as sexual assault. In an effort to better understand these and related issues, some members of Congress have requested briefings by Department staff. In a similar vein, Congress has also asked for views on proposed legislation that would require the Military Services to enter into MOUs with State and local officials at the installation level concerning the prosecution of such offenses.

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> 6. Reps from the DOD OGC and the respective Service Judge Advocates are needed at this briefing, alongside P&R reps given the roles Staff Judge Advocates play a key role at the installation level in interacting with civilian Federal, State, and local officials to coordinate appropriate judicial outcomes for juveniles accused of misconduct.

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> 7. My understanding is a tentative prep session of the briefers is planned for some time next week prior to the actual briefing, so defer to Dave Waldron on further guidance on prep session and actual briefing. At this point just need names of respective Judge Advocate briefers from each service who would participate alongside DOD OGC and OSD P&R briefers.

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> Break// Dave Waldron over to you for further guidance....

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> VR Bill

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> (b) (6) , Jr.

> Acting Deputy, Office of Legislative Counsel

> Office of the DOD General Counsel

> (b) (6)

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